



Kentucky Transportation Cabinet
Division of Motor Carriers
CASH BOND TERMS

TC 95-610
07/2011

LICENSE # _____

BOND # _____

MAIL TO:

PO Box 2007, Frankfort KY 40602-2007
Phone: (502)-564-4150 8:00 am – 4:30 pm EST
Walk-ins: 8:00 am – 4:00 pm EST
<http://transportation.ky.gov/dmc>

Office Use Only
Account Code

49 _____

Pursuant to KRS § 138.670, _____, of _____
(Carrier)

Mailing Address

City

State

Zip

("Carrier") has been determined to be at risk for non-payment of highway use or fuel taxes by the Kentucky Transportation Cabinet ("Cabinet").

The Carrier has posted a bond in the amount of \$ _____ ("Cash Bond") to secure the Cabinet against non-payment of highway use or fuel taxes, which amount is authorized pursuant to KRS § 138.670.

The Cabinet hereby acknowledges receipt of the Cash Bond, in the form of a cashier's check, money order, or other certified funds, including guaranteed credit card charges, payable to the Commonwealth of Kentucky.

NOW WHEREFORE, the Cabinet and the Carrier agree to the following terms governing the Cash Bond provided by the Carrier for the benefit of the Cabinet:

1. If the Carrier fails to promptly file true reports and promptly pay all taxes levied under KRS § 138.655 to 138.725, together with all penalties and interest thereon or fails to faithfully comply with the provisions of KRS § 138.655 to 138.725 the Carrier shall forfeit the Cash Bond to the Cabinet. The Cabinet shall be allowed to use that Cash Bond to pay down any balance the Carrier may have on any account or debt to the Cabinet. If any portion of the Cash Bond remains after being applied to the Carrier's accounts, the Cabinet shall hold the balance pursuant to paragraph three, below. If the Carrier remains active, it will be required to replace the used portion of the bond.

2. If the Carrier wishes the Cabinet to refund the Cash Bond, it must make a written request. A Cash Bond on an active account shall only be refunded if the Cabinet determines that the Carrier is no longer at risk for non-payment of highway use or fuel taxes.

3. Within two years from the date the Carrier's license is cancelled for any reason, the Carrier shall make a written request to the Cabinet for return of the Cash Bond. If any portion of the Cash Bond remains after payment of all debts owed to the Cabinet, the Cabinet shall return it to the Carrier. If after three years from the date of cancellation the Carrier has not made a written request for return of the Cash Bond, the Cabinet will send notice to the Carriers last known address. If the Carrier does not respond to the notice within 30 days the Carrier will be said to have forfeited the Cash Bond. On that date the Cash Bond will become the property of the Cabinet. If the Carrier applies for reinstatement after the expiration of this three year period it will be required to post a new bond.

AGREED TO BY:

Name, on behalf of Carrier Name

Date

Name, Title

Kentucky Transportation Cabinet, Division of Motor Carriers

Date